

# WATOV & KIPNES

A PROFESSIONAL CORPORATION  
ATTORNEYS AT LAW

KENNETH WATOV\*  
ALLEN R. KIPNES+  
ALBERT H. HSU\*

Mailing Address:  
P.O. BOX 247  
PRINCETON JUNCTION, NJ 08550

PATENTS, TRADEMARKS,  
COPYRIGHTS AND  
RELATED MATTERS

\*NJ AND NY BARS  
+NY BAR ONLY  
\*NJ, NY, AND DC BARS

Express Mail Address:  
186 Princeton-Hightstown Rd.  
Building 3B  
Princeton Junction, NJ 08550

(609) 243-0330  
FAX: (609) 275-1010

## FACSIMILE TRANSMISSION

DATE: August 1, 2003

TO: Examiner Henry M. Johnson, III

RECEIVING FAX TELEPHONE NUMBER: 703-746-7204

FROM: Allen R. Kipnes

TRANSMITTING FAX TELEPHONE NUMBER: (609) 275-1010

NUMBER OF PAGES (including cover sheet): 20

CONFIRMATION TELEPHONE NUMBER: (609) 243-0330

**FAX RECEIVED**

AUG 01 2003

**GROUP 3700**

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


In re Application of:

Applicant	:	Yoram Harth et al.
Serial No.	:	09/756,130
Filed	:	January 9, 2001
For	:	APPARATUS AND METHOD FOR HIGH ENERGY PHOTODYNAMIC THERAPY OF ACNE VULGARIS AND SEBORRHEA
Examiner	:	Henry M. Johnson, III
Art Unit	:	3739
Atty Docket No.	:	249.1.001

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING SENT VIA FACSIMILE TO EXAMINER HENRY M. JOHNSON, III AT (703) 746-7204.	
ON	August 1, 2003
NAME	Jill S. Garrison
SIGNATURE	<i>Jill S. Garrison</i>

Please confirm receipt of this facsimile. Call Jill at (609) 243-0330. Thank you.

**CONFIDENTIALITY NOTICE:** The information contained in this facsimile transmission is intended only for the use of the individual or entity named above. The information contained in this facsimile transmission may be attorney privileged, confidential, or otherwise protected from disclosure. If you are not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication, or the taking of any action in reliance on the contents of this information, is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone. Thank you.

<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b>			<b>Docket No.</b> 249.1.001
Applicant(s): Yoram Harth et al.			
<b>Serial No.</b> 09/756,130	<b>Filing Date</b> January 9, 2001	<b>Examiner</b> Henry M. Johnson, III	<b>Group Art Unit</b> 3739
Invention: <b>APPARATUS AND METHOD FOR HIGH ENERGY PHOTODYNAMIC THERAPY OF ACNE VULGARIS AND SEBORRHEA</b>			
<b>FAX RECEIVED</b> AUG 01 2003 GROUP 3700			
I hereby certify that this <u>Petition for a third month extension of time and Supplemental Amendment</u> (Identify type of correspondence)			
is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-746-7204</u> )			
on <u>August 1, 2003</u> (Date)			
<u>Jill S. Garretson</u> (Typed or Printed Name of Person Signing Certificate)  (Signature)			
Note: Each paper must have its own certificate of mailing.			

P16/REV01

ARK:jsg073103\2491001.SAMD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*Amended/20*  
*8/13/03/BW*

In re Application of:

Applicant : Yoram Harth et al.  
Serial No. : 09/756,130  
Filed : January 9, 2001  
For : APPARATUS AND METHOD FOR HIGH  
ENERGY PHOTODYNAMIC THERAPY OF  
ACNE VULGARIS AND SEBORRHEA  
Examiner : Henry M. Johnson, III  
Art Unit : 3739  
Attorney Docket No. : 249.1.001

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING SENT VIA FACSIMILE TO: EXAMINER HENRY M. JOHNSON @ 703-746-7204 C/O COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450	
ON	August 1, 2003
NAME	Jill S. Gorenson
SIGNATURE	<i>Jill S. Gorenson</i>

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

August 1, 2003

SUPPLEMENTAL AMENDMENT

Dear Sir:

This Amendment is supplemental to the Amendment filed by Applicants on July 2, 2003.

On July 30, 2003 the undersigned and a representative of the Assignee herein met with Examiner Johnson and Supervisory Examiner Gibson to discuss all of the claims of the application. As a result of the interview, Examiner Johnson

ARK:jsg073103\2491001.SAMD

issued a fax dated July 30, 2003 setting forth proposed changes to the claims which would place the claims in condition for allowance. The undersigned discussed the contents of the fax with Examiner Johnson on July 31, 2003 which has led to the following supplemental amendment.

Please amend the application as follows.